

Adopted	Rejected
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COMMITTEE REPORT

YES:	12
NO:	0

MR. SPEAKER:

*Your Committee on Judiciary, to which was referred House Bill 1339, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Between the enacting clause and line 1, begin a new paragraph and
- 2 insert:
- 3 "SECTION 1. IC 31-9-2-43.8 IS ADDED TO THE INDIANA
- 4 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 5 [EFFECTIVE JULY 1, 2007]: **Sec. 43.8. "Evaluator", for purposes**
- 6 **of IC 31-32-2 and IC 31-37-8-4.5, means a person responsible for**
- 7 **providing mental health screening, evaluation, or treatment to a**
- 8 **child in connection with a juvenile proceeding or probation**
- 9 **proceeding under this title."**
- 10 Page 1, line 3, after "a" insert "**court ordered or voluntary**".
- 11 Page 1, line 8, delete "a clinician or health care" and insert "**an**
- 12 **evaluator, as defined in IC 31-9-2-43.8,"**.
- 13 Page 1, line 9, delete "professional".
- 14 Page 1, delete lines 10 through 13.

- 1 Page 1, delete line 14, begin a new paragraph and insert:
 2 **"(b) Except for purposes of:**
 3 **(1) a probation revocation proceeding; or**
 4 **(2) a modification of a dispositional decree under IC 31-37-22;**
 5 **a statement".**
 6 Page 2, delete lines 1 through 9, begin a new paragraph and insert:
 7 **"(c) This section does not affect the admissibility of evidence**
 8 **when a juvenile interposes the defense of insanity."**
 9 Page 2, line 12, after "a" insert **"court ordered or voluntary"**.
 10 Page 2, line 17, delete "a clinician or health care" and insert **"an**
 11 **evaluator, as defined in IC 31-9-2-43.8,"**.
 12 Page 2, line 18, delete "professional".
 13 Page 2, delete lines 19 through 22.
 14 Page 2, line 23, delete "(c)" and insert **"(b)"**.
 15 Page 2, line 23, delete "except as" and insert **"except for purposes**
 16 **of:**
 17 **(1) a probation revocation proceeding; or**
 18 **(2) a modification of a dispositional decree under**
 19 **IC 31-37-22;"**.
 20 Page 2, line 24, delete "provided in subsection (d), a disclosure",
 21 begin a new line blocked left and insert:
 22 **"a statement"**.
 23 Page 2, delete lines 28 through 36, begin a new paragraph and
 24 insert:
 25 **"(c) This section does not affect the admissibility of evidence**
 26 **when a juvenile interposes the defense of insanity.**
 27 SECTION 3. IC 34-46-2-28.5 IS ADDED TO THE INDIANA
 28 CODE AS A NEW SECTION TO READ AS FOLLOWS
 29 [EFFECTIVE JULY 1, 2007]: **Sec. 28.5. IC 31-32-2-2.5 and**
 30 **IC 31-37-8-4.5 (Concerning information communicated to an**
 31 **evaluator providing mental health screening, evaluation, or**

1 **treatment to a child in connection with a juvenile proceeding or**
2 **probation proceeding.)".**

3 Renumber all SECTIONS consecutively.
 (Reference is to HB 1339 as introduced.)

and when so amended that said bill do pass.

Representative Lawson L